

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

FILED
JUL 26 PM 2:16

UNITED STATES OF AMERICA

v.

ZIAD NABIL MOHAMMED AL SAFFAR (1)

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

Case Number: 11CR1693 AJB

SANJAY BHANDARI

Defendant's Attorney

REGISTRATION NO. 25570298

☐

THE DEFENDANT:

☒ pleaded guilty to count(s) ONE OF THE INDICTMENT

☐ was found guilty on count(s) _____
after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
18:1349	Conspiracy to Commit Wire Fraud and Mail Fraud	1

The defendant is sentenced as provided in pages 2 through 6 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) _____

☒ Count(s) Criminal Forfeiture allegation - withdrawn is ☐ are ☐ dismissed on the motion of the United States.

☒ Assessment: \$100.00

☒ Fine waived ☐ Forfeiture pursuant to order filed _____, included herein.

IT IS ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court and United States Attorney of any material change in the defendant's economic circumstances.

JULY 20, 2012

Date of Imposition of Sentence

HON. ANTHONY J. BATTAGLIA

UNITED STATES DISTRICT JUDGE

11CR1693 AJB

DEFENDANT: ZIAD NABIL MOHAMMED AL SAFFAR (1)

CASE NUMBER: 11CR1693 AJB

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of TWENTY-ONE (21) MONTHS

☐ Sentence imposed pursuant to Title 8 USC Section 1326(b).

☒ The court makes the following recommendations to the Bureau of Prisons:

DEFENDANT BE DESIGNATED TO METROPOLITAN CORRECTIONAL CENTER, SAN DIEGO CA

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

☐ at _____ ☐ a.m. ☐ p.m. on _____
as notified by the United States Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

- ☐ before _____
- ☐ as notified by the United States Marshal.
- ☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

11CR1693 AJB

DEFENDANT: ZIAD NABIL MOHAMMED AL SAFFAR (1)
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SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of :
THREE (3) YEARS

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

For offenses committed on or after September 13, 1994:

The defendant shall not illegally possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter as determined by the court. Testing requirements will not exceed submission of more than 4 drug tests per month during the term of supervision, unless otherwise ordered by court.

- ☐ The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)
- ☒ The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.
- ☒ The defendant shall cooperate in the collection of a DNA sample from the defendant, pursuant to section 3 of the DNA Analysis Backlog Elimination Act of 2000, pursuant to 18 USC sections 3563(a)(7) and 3583(d).
- ☐ The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. (Check if applicable.)
- ☐ The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution obligation, it is a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in this judgment.

The defendant must comply with the standard conditions that have been adopted by this court. The defendant shall also comply with any special conditions imposed.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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SPECIAL CONDITIONS OF SUPERVISION

- ☒ Submit person, residence, office or vehicle to a search, conducted by a United States Probation Officer at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release; failure to submit to a search may be grounds for revocation; the defendant shall warn any other residents that the premises may be subject to searches pursuant to this condition.
- ☒ If deported, excluded, or allowed to voluntarily return to country of origin, not reenter the United States illegally and report to the probation officer within 24 hours of any reentry to the United States; supervision waived upon deportation, exclusion or voluntary departure.
- ☐ Not transport, harbor, or assist undocumented aliens.
- ☐ Not associate with undocumented aliens or alien smugglers.
- ☐ Not reenter the United States illegally.
- ☐ Not enter the Republic of Mexico without written permission of the Court or probation officer.
- ☐ Report all vehicles owned or operated, or in which you have an interest, to the probation officer.
- ☐ Not possess any narcotic drug or controlled substance without a lawful medical prescription.
- ☐ Not associate with known users of, smugglers of, or dealers in narcotics, controlled substances, or dangerous drugs in any form.
- ☒ Notify the Collections Unit, United States Attorney's Office, of any interest in property obtained, directly or indirectly, including any interest obtained under any other name, entity, including a trust, partnership or corporation, until restitution is paid in full.
- ☐ Take no medication containing a controlled substance without valid medical prescription, and provide proof of prescription to the probation officer, if directed.
- ☒ Provide complete disclosure of personal and business financial records to the probation officer as requested.
- ☒ Be prohibited from opening checking accounts or incurring new credit charges or opening additional lines of credit without approval of the probation officer.
- ☐ Seek and maintain full time employment and/or schooling or a combination of both.
- ☐ Resolve all outstanding warrants within days.
- ☐ Complete hours of community service in a program approved by the probation officer within
- ☐ Reside in a Residential Reentry Center (RRC) as directed by the probation officer for a period of
- ☒ Cooperate with any administrative findings of the Internal Revenue Service (IRS), shall file any delinquent income tax returns as requested, and shall file future income tax returns as required by law. The defendant shall pay any tax due and owing, including any penalties and interest, to the IRS as directed.

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RESTITUTION

The defendant shall pay restitution in the amount of \$270,417.75 unto the United States of America.

This sum shall be paid immediately.
 x as follows:

Pay restitution in the amount of \$270,417.75 payable forthwith, through the Clerk, U.S. District Court, to the victims and amounts determined by the U.S. Attorney's Office as attached herein, payable forthwith or through the Inmate Financial Responsibility Program at a rate of \$25 per quarter during the period of incarceration, with the payment of any remaining balance to be made following the defendant's release from prison at the rate of \$250 per month, or as approved by the Probation Officer. -

The Court has determined that the defendant does not have the ability to pay interest. It is ordered that:

 x The interest requirement is waived.

 The interest is modified as follows:

Number	Name	Address	City	State	Zip	Loss (per Docket No. 100-1)	Stipulated Adjustment	Comment	Z. Saffar Total	Rosegrant Total	D. Saffar Total (46.3% of Rosegrant)	% Allocation of \$1 from Z. Saffar	% Allocation of \$1 from Rosegrant	% Allocation of \$1 from D. Saffar
1	Womack, Barry		Oak Harbor	WA	98277	\$81,580.00			\$81,580.00	\$2,330	\$1,077.93	30.17%	2.31%	2.31%
2	Cox, Erica		Buckley	CA	98321	\$11,450.00			\$11,450.00	\$1,995	\$922.95	4.23%	1.97%	1.97%
3	Ramos, Fernando		San Lorenzo	CA	94580	\$58,500.00			\$58,500.00	\$3,500	\$1,619.21	21.63%	3.46%	3.46%
4	Watts, Jon		Waddell	AZ	85355	\$22,000.00	-\$7,083	refunded	\$14,917.00	\$3,495	\$1,616.89	5.52%	3.46%	3.46%
5	Casta, Joni		Manteca	CA	95336				\$0.00		\$0.00	0.00%	0.00%	0.00%
6	Troyon, Jessica		Queen Creek	AZ	85142	\$1,995.00			\$1,995.00	\$1,995.00	\$922.95	0.74%	1.97%	1.97%
7	Lorvitt, George		Montrose	CO	81401	\$7,895.00	-\$3,900	refunded	\$3,995.00	\$3,995.00	\$1,848.21	1.48%	3.95%	3.95%
8	Olson, Deborah		Yardley	PA	19067	\$1,400.00			\$1,400.00	\$1,400.00	\$647.68	0.52%	1.39%	1.39%
9	Baert, Scott & Shelly		Maricopa	CA	92562	\$9,179			\$9,179	\$9,179.00	\$4,246.48	3.39%	9.08%	9.08%
10	Bannister, Sharon		Hamilton	AL	35570	\$495		stipulated	\$495.00	\$495.00	\$229.00	0.18%	0.49%	0.49%
11	Berry, Mary & Mark		Hopkinton	NJ	07843	\$497		stipulated	\$497.00	\$497.00	\$229.93	0.18%	0.49%	0.49%
12	Blackley, Tim		Oak Grove	MO	64075	\$380		stipulated	\$380.00	\$380.00	\$175.80	0.14%	0.38%	0.38%
13	Bradley, Brandy		Owasso	MI	48867	\$995		stipulated	\$995.00	\$995.00	\$460.32	0.37%	0.98%	0.98%
14	Byrnes, Gloria & Mike		Linderoth	NJ	08021	\$1,150			\$1,150.00	\$1,150.00	\$532.02	0.43%	1.14%	1.14%
15	Bryant, William & Linda		Richmond	VA	23238	\$2,207		stipulated	\$2,207.00	\$2,207.00	\$1,021.02	0.82%	2.18%	2.18%
16	Cantor, Jamie		Swansea / Vero Beach	GA / FL	31790 / 32967	\$3,167.50		stipulated	\$3,167.50	\$3,167.50	\$1,465.38	1.17%	3.13%	3.13%
17	Citron, Cedric G		Germantown	MD	20874	\$650		stipulated	\$650.00	\$650.00	\$300.71	0.24%	0.64%	0.64%
18	Cook, Larry		Arvada	CO	80003	\$1,495		stipulated	\$1,495.00	\$1,495.00	\$691.63	0.55%	1.48%	1.48%
19	Dahlke, Maria		Vacaville	CA	95687	\$2,500		stipulated	\$2,500.00	\$2,500.00	\$1,156.58	0.92%	2.47%	2.47%
20	Davis, Don		Seaford	DE	19773	\$650		stipulated	\$650.00	\$650.00	\$300.71	0.24%	0.64%	0.64%
21	Davis, Monica		Cascade Rock	WA	98611	\$3,990		stipulated	\$3,990.00	\$3,990.00	\$1,845.89	1.48%	3.95%	3.95%
22	Davis, Nantia L		Sharon Hill	PA	19079	\$700		stipulated	\$700.00	\$700.00	\$323.84	0.26%	0.69%	0.69%
23	Davison, Sula		Panorama City	CA	91402	\$667		stipulated	\$667.00	\$667.00	\$308.57	0.25%	0.66%	0.66%
24	Deacon, Angeline		Ponchaicola	LA	70454	\$545			\$545.00	\$545.00	\$252.13	0.20%	0.54%	0.54%
25	Dobson, Ellen M		Norwalk	CT	06851	\$500		stipulated	\$500.00	\$500.00	\$231.32	0.18%	0.49%	0.49%
26	Dodge, Clint		Saratoga	CA	95070	\$3,335			\$3,335.00	\$3,335.00	\$1,542.87	1.23%	3.30%	3.30%
27	Dumas, Simon		Sacramento	CA	95815	\$1,095		stipulated	\$1,095.00	\$1,095.00	\$506.58	0.40%	1.08%	1.08%
28	Fachini, Jaime		Portland	OR	97217	\$1,495			\$1,495.00	\$1,495.00	\$691.63	0.55%	1.48%	1.48%
29	Fernandes, Lyne		New Bedford	MA	01744	\$1,200		stipulated	\$1,200.00	\$1,200.00	\$555.16	0.44%	1.19%	1.19%
30	Fleischer, Walter		White Plains	NY	10603	\$667.50		stipulated	\$667.50	\$667.50	\$308.81	0.23%	0.66%	0.66%
31	Gomez, Roberto		Hampton	VA	23666	\$4,880.25		stipulated	\$4,880.25	\$4,880.25	\$2,257.75	1.80%	4.83%	4.83%
32	Hise, Shirley		Pecora	AZ	85382	\$1,295.00			\$1,295.00	\$1,295.00	\$599.11	0.48%	1.28%	1.28%
33	Holloman, Benjamin		Washington	DC	20009	\$3,080		stipulated	\$3,080.00	\$3,080.00	\$1,424.90	1.14%	3.05%	3.05%
34	Hubbard, Arthur		Macon	GA	31217	\$495			\$495.00	\$495.00	\$229.00	0.18%	0.49%	0.49%
35	Jambart, Jacques		Salem	OR	97306	\$395			\$395.00	\$395.00	\$182.74	0.15%	0.39%	0.39%
36	Lakey, Tracie		Yakima	WA	98901	\$400		stipulated	\$400.00	\$400.00	\$185.05	0.13%	0.40%	0.40%
37	Lalier, Margaret		Goshon	NJ	08218	\$4,830		stipulated	\$4,830.00	\$4,830.00	\$2,234.50	1.79%	4.78%	4.78%
38	Levin, Freida		Harrisville	NC	27942	\$661			\$661.00	\$661.00	\$305.80	0.24%	0.65%	0.65%
39	Lovins, Alysa		Hickory	NC	28602	\$1,295		stipulated	\$1,295.00	\$1,295.00	\$599.11	0.48%	1.28%	1.28%
40	Machado, Lancia		Swansea	MA	02777	\$16,078	-\$12,000	refunded	\$4,078.00	\$2,645.00	\$1,223.66	1.51%	2.62%	2.62%
41	Markovich, Stephanie		Shoreline	WA	98177	\$14,139			\$14,139.00	\$1,350.00	\$624.55	5.23%	1.34%	1.34%
42	Mayes, James		Cades	SC	29518	\$300			\$300.00	\$300.00	\$138.79	0.11%	0.30%	0.30%
43	Meyer, Florence		Joplin	MO	64801	\$697.50			\$697.50	\$697.50	\$322.68	0.26%	0.69%	0.69%
44	Mladenov, Isani		Jacksonville	FL	32224	\$1,650		stipulated	\$1,650.00	\$1,650.00	\$763.34	0.61%	1.63%	1.63%
45	Morgan, Jeff		Gaithersburg	MD	20877	\$2,495			\$2,495.00	\$2,495.00	\$1,154.26	0.92%	2.47%	2.47%
46	Microyeat, Julie		Tucson	AZ	85745	\$1,995		stipulated	\$1,995.00	\$1,995.00	\$922.95	0.74%	1.97%	1.97%
47	Mont, Stephann		Newman	GA	30263	\$1,495			\$1,495.00	\$1,495.00	\$691.63	0.55%	1.48%	1.48%
48	Murphy, Jessie		Fairfield	CT	06825	\$995		stipulated	\$995.00	\$995.00	\$460.32	0.37%	0.98%	0.98%
49	Owens, Gregg		Griffin	GA	30223	\$674		stipulated	\$674.00	\$674.00	\$311.81	0.25%	0.67%	0.67%
50	Pattis, Daphne		McDonough	GA	30253	\$1,495		stipulated	\$1,495.00	\$1,495.00	\$691.63	0.55%	1.48%	1.48%
51	Pepper, Steven		Carpinteria	CA	93103	\$1,335		stipulated	\$1,335.00	\$1,335.00	\$617.61	0.49%	1.32%	1.32%
52	Petheram, William		Auburn	WA	98001	\$500		stipulated	\$500.00	\$500.00	\$231.32	0.18%	0.49%	0.49%
53	Pomer, Fritz & Shondrea		Point Clear	AL	36564	\$695			\$695.00	\$695.00	\$321.53	0.26%	0.69%	0.69%
54	Smith, Kevin		Savannah	GA	31405	\$850		stipulated	\$850.00	\$850.00	\$393.24	0.31%	0.84%	0.84%
55	Stone, Vickie Ann		Salinas	CA	93906	\$1,195		stipulated	\$1,195.00	\$1,195.00	\$552.84	0.44%	1.18%	1.18%
56	Suarez, Hector		Owens Oak	MD	21207	\$500		stipulated	\$500.00	\$500.00	\$231.32	0.18%	0.49%	0.49%
57	Theysen, Adriana		Pembroke Pines	FL	33025	\$1,495		stipulated	\$1,495.00	\$1,495.00	\$691.63	0.55%	1.48%	1.48%
58	Vilamueva, John		Concord	CA	94526	\$1,361		stipulated	\$1,361.00	\$1,361.00	\$629.64	0.50%	1.35%	1.35%
59	Ward, Jacqueline		Queens	NY	11693	\$1,000		stipulated	\$1,000.00	\$1,000.00	\$462.63	0.37%	0.99%	0.99%
60	Zenk, Irene		Salinas	CA	93906	\$1,410		stipulated	\$1,410.00	\$1,410.00	\$652.31	0.52%	1.40%	1.40%
61	Zorhoun, Ted		Oakland	CA	94605	\$1,335		stipulated	\$1,335.00	\$1,335.00	\$617.61	0.49%	1.32%	1.32%
TOTALS						\$293,400.75			\$278,417.75	\$101,068.75	\$46,757.44	100.00%	100.00%	100.00%

Court Ordered Restitution Total by Defendant

Ziad Al Saffar	\$270,417.75
Sara Rosegrant	\$101,068.75
Daniel Al Saffar	\$46,757.44